

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: NATIONAL FOOTBALL LEAGUE
PLAYERS' CONCUSSION
INJURY LITIGATION

No. 12-md-2323 (AB)

MDL No. 2323

THIS DOCUMENT RELATES TO:

Plaintiffs' Master Administrative Long-Form Complaint and (if applicable)

Maurice Aikens, et al.

v. National Football League [et al.],

No. 2:12-cv-05476-AB

AS TO AUDRAY McMILLIAN

NOTICE OF WITHDRAWAL

**IN RE: NATIONAL FOOTBALL
LEAGUE PLAYERS' CONCUSSION
INJURY LITIGATION**

JURY TRIAL DEMANDED

**NOTICE OF WITHDRAWAL OF PLAINTIFF AUDRAY MCMILLIAN
FROM THE SHORT FORM COMPLAINT**

Plaintiff, Audray McMillian hereby withdraws from the Short-Form Complaint of Audray McMillian in this lawsuit without prejudice, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, because it was filed in error.

The complaint of Audray McMillian was filed on August 28, 2012 as *Maurice Aikens, et al., vs. NFL*, USDC, SDMS, No. 3:12-cv00610-CWR-FKB. Consistent with the Court's Orders, Audray McMillian's Short Form Complaint was filed on October 9, 2012: (a) as document number 3944 in the case captioned *In Re: National Football League Players' Concussion Injury Litigation*, No. 2:12-md-2323-AB and (b) as document number 40 in *Maurice Aikens, et al. v. NFL*, USDC, EDPA, No. 12-cv-05476-AB. Both filings were served on the Defendants.

This Notice withdraws Audray McMillian from the Short Form Complaint that was filed in both dockets as referenced above.

This the 13th day of May, 2013.

Respectfully Submitted,

PHILLIP W. THOMAS LAW FIRM

By:

/s/ Philip W. Thomas
PHILIP W. THOMAS
MS Bar No. 9667

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CERTIFICATE OF SERVICE

I certify that I electronically filed the foregoing document with the Clerk of the Court using the ECF system which sent notification of such filing to all counsel of record.

This the 13th day of May, 2013.

/s/ Philip W. Thomas
PHILIP W. THOMAS